

**COPY**

2017-06-20  
SF-J. Weir

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

----- x  
JAMES BENBOW,

Plaintiff,

-against- Civ. No.: 17-CV-6457 (EK) (LB)

CITY OF NEW YORK; POLICE OFFICER BRIAN W.  
FEELY; POLICE OFFICER MATTHEW J. ROSIELLO;  
POLICE OFFICER KENNETH L. ANDERSON; SERGEANT  
WILLIAM A. DAIB; POLICE OFFICER SHANIEL J.  
MITCHELL; and POLICE OFFICER STEPHEN J.  
MINUCCI,

Defendants.  
----- x

VIDEOCONFERENCE VIA ZOOM  
Conducted by:  
LEX REPORTING SERVICE, INC.  
160 Broadway  
New York, New York

December 7, 2020  
2:31 p.m.

**DEPOSITION of POLICE OFFICER BRIAN**

**WILLIAM FEELEY**, named herein as **POLICE OFFICER**  
**BRIAN W. FEELY**, a Defendant in the  
above-entitled action, held remotely via Zoom  
videoconference, pursuant to Order, taken  
before Tania C. Pedrosa, a shorthand reporter  
and Notary Public within and for the State of  
New York.

LEX #161124

**LEX**  
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1 B. W. Feeley 149

2 20 seconds --

3 MR. ABOUSHI: Objection.

4 Q -- between your first time and  
5 your last time?

6 MR. ABOUSHI: Objection. It  
7 mischaracterizes the witness's  
8 testimony.

9 A Like, I --

10 MR. ABOUSHI: Asked and  
11 answered.

12 A It was -- it was -- it was an  
13 approximate. But, like I said, it was -- it  
14 was very quick. It was -- it was all within  
15 -- you know, in session, like, I guess. I  
16 don't know.

17 Q In succession?

18 A No. In -- in session, like I  
19 didn't shoot -- like, it wasn't like I shot  
20 and then, you know, minutes went by. It was  
21 all within --

22 Q I'm sorry. What do you mean? It  
23 was all within --

24 A It was in a row, like in a row.  
25 I don't know.

B. W. Feeley

150

Q Okay. So your testimony is that you shot three times in a row?

A Yes. It was --

MR. ABOUSHI: Objection.

Q Okay.

A It's kind of hard to -- I guess I'm just having trouble trying -- trying to explain. It was just three shots, boom, boom, boom. I don't know -- you know.

Q Okay.

A Like a boom, boom, boom. Like, I'm not --

Q So you shot -- you shot three shots one after the other?

A Yes. It was all -- it was one -- one --

Q Go ahead.

A -- one incident, one -- like -- you know, like -- I don't know. Like I said, it's hard to explain, I guess. I don't know.

Q Okay. But I'm just trying to get you to explain it.

MR. ABOUSHI: Get him to explain -- objection. Just ask